

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3349-01
Bill No.: HB 1338
Subject: Elementary and Secondary Education Dept; Teachers
Type: Original
Date: January 15, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
School Districts	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Elementary and Secondard Education, Office of State Courts Administrator, Department of Social Services, Office of Prosecution Services,** and the **Office of State Public Defender** state this legislation would have no fiscal impact on their agencies.

Officials from **Office of the Secretary of State (SOS)** estimate the rules, regulations and forms issued by the Department of Elementary and Secondary Education could require as many as approximately 10 pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register as in the Code of State Regulations because cost statements, fiscal notes and the like are not repeated in the code. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulations is \$27.00. The actual costs could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends on the frequency and length of rules file, amended, rescinded or withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations a substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would like be made in subsequent fiscal years.

Officials from the **Office of Attorney General (AGO)** would request one Assistant Attorney General II to handle additional cases referred directly from local school districts. The AGO would also request additional office space. **Oversight** assumes that unless there are a significant number of additional cases referred from school districts, existing staff would be able to handle the caseload associated with this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

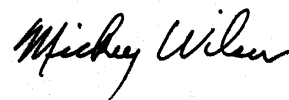
DESCRIPTION

This proposal makes several changes to the process by which teachers' licenses may be denied or disciplinary action imposed on a certificate of license holder. The proposal adds deception in obtaining a license and disciplinary action on an existing license from another jurisdiction to the grounds for discretionary revocation or denial of license. It also adds furnishing child pornography to a minor to the list of offenses that require license revocation. Under current law, the Attorney General may file charges for financially distressed districts; the bill removes the requirement that the district be financially stressed but specifies that the Attorney General will not file charges for annulment of contracts. The proposal clarifies that the State Board of Education as well as the school district may file licensure charges, that cases may be settled informally by agreements or voluntary surrender of license, and that licensure decisions are subject to judicial review. The State Board may refuse to issue or renew a license or may suspend or revoke a license of a person who has surrendered his or her license or has failed to renew it, for any of the grounds mentioned in the proposal. The proposed legislation also contains several technical changes, primarily in notification procedures.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Office of Attorney General
Office of Courts Administrator
Office of Prosecution Services
Office of State Public Defender
Division of Social Services
Office of Secretary of State
Department of Corrections



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Acting Director
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